

House Amendment 8422

PAG LIN

1 1 Amend House File 2282, as passed by the House, as
1 2 follows:
1 3 #1. Page 2, by inserting after line 9 the
1 4 following:
1 5 <Sec. _____. Section 372.13, subsection 2, paragraph
1 6 a, unnumbered paragraph 1, Code 2005, is amended to
1 7 read as follows:
1 8 By appointment by the remaining members of the
1 9 council, except that if the remaining members do not
1 10 constitute a quorum of the full membership, ~~paragraph~~
1 11 ~~paragraphs "b" and "c"~~ shall be followed. The
1 12 appointment shall be for the period until the next
1 13 pending election as defined in section 69.12, and
1 14 shall be made within forty days after the vacancy
1 15 occurs. If the council chooses to proceed under this
1 16 paragraph, it shall publish notice in the manner
1 17 prescribed by section 362.3, stating that the council
1 18 intends to fill the vacancy by appointment but that
1 19 the electors of the city or ward, as the case may be,
1 20 have the right to file a petition requiring that the
1 21 vacancy be filled by a special election. The council
1 22 may publish notice in advance if an elected official
1 23 submits a resignation to take effect at a future date.
1 24 The council may make an appointment to fill the
1 25 vacancy after the notice is published or after the
1 26 vacancy occurs, whichever is later. However, if
1 27 within fourteen days after publication of the notice
1 28 or within fourteen days after the appointment is made,
1 29 there is filed with the city clerk a petition which
1 30 requests a special election to fill the vacancy, an
1 31 appointment to fill the vacancy is temporary and the
1 32 council shall call a special election to fill the
1 33 vacancy permanently, under paragraph "b". The number
1 34 of signatures of eligible electors of a city for a
1 35 valid petition shall be determined as follows:
1 36 Sec. _____. Section 372.13, subsection 2, Code 2005,
1 37 is amended by adding the following new paragraph:
1 38 NEW PARAGRAPH. c. If concurrent vacancies exist
1 39 on the council and the remaining council members do
1 40 not constitute a quorum of the full membership, the
1 41 city clerk shall notify the mayors of the cities in
1 42 the county where the city is located and such mayors
1 43 shall, within twenty days of notification, appoint a
1 44 successor to each vacant city council office. If the
1 45 city is divided into wards, the appointee must be a
1 46 resident of the ward in which the city council vacancy
1 47 has occurred. The appointee shall serve until
1 48 qualification of the person elected at the special
1 49 election provided for in paragraph "b". If the office
1 50 of city clerk is vacant, the remaining council members
2 1 shall notify the mayors of the city council
2 2 vacancies.>
2 3 #2. Page 2, by inserting after line 9 the
2 4 following:
2 5 <Sec. _____. NEW SECTION. 372.13A PAYMENTS WITHOUT
2 6 PRIOR AUTHORIZATION OF COUNCIL.
2 7 1. If concurrent vacancies exist on the council
2 8 and the remaining council members do not constitute a
2 9 quorum of the full membership, the city clerk is
2 10 authorized to make the following payments without
2 11 prior approval of the council:
2 12 a. For fixed charges including but not limited to
2 13 freight, express, postage, water, light, telephone
2 14 service, or contractual services, after a bill is
2 15 filed with the clerk.
2 16 b. For salaries and payrolls if the compensation
2 17 has been fixed or approved by the council. The salary
2 18 or payroll shall be certified by the officer or
2 19 supervisor under whose direction or supervision the
2 20 compensation is earned.
2 21 2. The bills paid under this section shall be
2 22 submitted to the city council for review and approval
2 23 at the next regular meeting following payment in which
2 24 a quorum of the council is present.>

2 25 [#3.](#) Title page, line 1, by inserting after the
2 26 words <relating to> the following: <city government
2 27 by providing for>.
2 28 [#4.](#) Title page, line 3, by inserting after the
2 29 word <government> the following: <and by providing
2 30 for city continuity when concurrent city council
2 31 vacancies exist>.
2 32 [#5.](#) By renumbering as necessary.
2 33 HF 2282.S
2 34 sc/cc/26